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ARSIKERE TOWN MUNICIPAL COUNCIL.

Notification dated 20th May 1929.

The following four draft Bye-laws framed by the Arsikere Town, Municipal Council under sections 46 and 48 of the Mysore Municipal Regulation are published for the information of the public.

Any resident within the area of the Arsikere Town Municipality who has any objection or suggestion with respect to the said draft Bye-laws should communicate the same to the President, Arsikere Municipality, within one month from the date of this notification.

I.

RULES FRAMED BY THE ARSIKERE TOWN MUNICIPAL COUNCIL UNDER SECTION 46 (*a*) OF THE MYSORE MUNICIPAL REGULATION No. VII OF 1906, SANCTIONED IN GOVERNMENT ORDER No. 6349—ML. 50-15-14, DATED 28TH FEBRUARY 1916.

Appointment and constitution of the Managing Committee and the delegation of powers and the conduct of business at the meeting of the Committee.

1. A Managing Committee composed of the Vice-President and four other members elected from among the Municipal Councillors with the Vice-President as its Chairman shall be appointed by the Municipal Council for each official year and all powers of the Municipality connected with the ordinary administration other than those noted below may be exercised by the Managing Committee to such an extent as may not be inconsistent with the Municipal Regulation.

(*a*) Powers under sections:—

23, 27, 28, 29, 30, 31, 33 (2), 36 (1), 37, 39, 40 (4), 46, 47, 48, 53 (1), 57, 59, 71, 112 (3), 141, 150, 153, the second part of 164 relating to suits on behalf of Municipal Council other than suits for amounts recoverable under Chapter VIII of the Regulation, 165 and 182.

2. Every delegation of the Municipal Council's functions, powers or duties to the committee shall be deemed to be made subject to the general control and approval of the Municipal Council.

3. (1) If at a meeting the quorum is not present, the meeting shall be adjourned to some other day and business shall be transacted at the adjourned meeting.

(2) If a quorum be present, then

i. Every question at the meeting shall be determined by a majority of votes of the members present.

ii. In the case of equal division of the votes, the Chairman shall have a casting vote.

4. The rules relating to conduct of business at the general Municipal meeting shall *mutatis mutandis* apply to the Managing Committee meetings.

5. Any member of the Managing Committee absent from three successive meetings of the Committee, except on the ground of ill-health or of his previously notifying to the Managing Committee, verbally or in writing, his inability to attend for a definite period, such period not exceeding three months in any case, shall be considered by the Managing Committee at their option to have vacated his seat on the Committee permanently for the year and his place shall be filled by the Municipal Council as prescribed in Rule I.

6. The Managing Committee shall ordinarily meet once a month on a day and hour, to be fixed by the said Committee for the transaction of business connected with the affairs of the Municipality.

7. In special or urgent cases, the Chairman may obtain orders of the Managing Committee by circulation of papers.

8. A resolution once arrived at by the Managing Committee shall not be cancelled or altered at any subsequent meeting of the Managing Committee within the next three months.

9. The minutes of the Managing Committee for each month shall be laid before the next ordinary general meeting of the Council for information.

10. No work shall be undertaken or commenced by the Managing Committee without the previous sanction of the Municipal Council.

11. The President shall each year prepare a budget estimate of income and expenditure for the official year following for being placed before the Managing Committee in the prescribed form.

12. The said budget with its accompaniments, if any, shall be considered by the Managing Committee, who may make such alteration in or additions to it as they may think fit, whereafter it shall be submitted to the Municipal Council and shall be considered by them at their general meeting.

13. It shall be the duty of the Chairman to keep the records of the minutes of the proceedings of the Managing Committee.

14. The President may, at his discretion, take the initiative in bringing to the notice of the Managing Committee abuses, reforms, alterations and improvements which he may deem deserving of consideration.

15. It shall be competent for the President to attend any or all Managing Committee meeting and take part in them. Also whenever the President is present, he shall preside over the deliberations.

16. It shall be at the discretion of the President, to watch over the action of the Committee and bring to its notice and, if necessary, to the notice of the Municipal Council, any instances in which they seem to have erred, neglected or delayed their functions and also to suspend pending a reference to the Municipal Council the operation of any resolution passed by the Committee, which appears to him to be open to objection in law or in policy, and when issuing such an order, he shall place the matter before the Council at its next meeting.

II.

RULES UNDER SECTION 46 (*b*) (*i*) OF THE MYSORE MUNICIPAL REGULATION.

Powers and Duties of the President.

1. (*a*) The President shall exercise the powers conferred upon the Municipal Council in the following sections:—

63, 64, 65, 67, 67, 76, 82, 83, 84, 94, 95, 96, 97, 98, 99, 100, 101, 102, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 118, 119, 120, 121, 122, 123, 124, 125, 226, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 142, 144, 145, 147, 154, 156, 161 and 164.

Provided that the President shall not act in opposition to or in contravention of any resolution or decision of the Council or any constituted Committee of the Council and that in all matters in which an appeal is practicable, an appeal shall be from the President to the Council and provided also, that the Municipal Council may even without an appeal, exercise their powers of revision over any of the above acts of the President.

(*b*) The power of sanctioning refunds of small amounts not exceeding Rs. 10 in any individual case under Rule 8A, M.A.M., has been delegated to the President.

(*c*) The power of sanctioning estimates for all works original or repairs up to a limit of Rs. 500 has been delegated to the President under Rule 241 (1), M.A.M.

(*d*) The President is hereby given powers to delegate any or all his powers and duties to the Vice-President by name from time to time as he may deem fit.

Powers of the Vice-President.

2. (*a*) The Vice-President shall exercise such of the powers and perform such of the duties conferred and imposed on the President of the Municipal Council as the President may from time to time delegate to him provided that he shall not act in contravention of any resolution or order passed by the Municipal Council or by the President and provided that whenever practicable an appeal shall lie to the President from any order passed by the Vice-President.

(*b*) The Vice-President shall be in immediate charge of the office of the Municipality and the octroi, mohatarfa and conservancy establishment, etc., and shall superintend the Head Office and the work in these departments. He shall assist the President in every matter connected with the business of the Council. He shall attend the meetings of all Committees of the Council for which he has been appointed as a member.

(*c*) He shall have power to fine any Municipal servant in the mohatarfa, octroi, conservancy and his office establishment whose pay does not exceed Rs. 15 per mensem and subject to the approval of the President in the case of those whose pay is above Rs. 15.

3. The authority given by these or any other Bye-laws to the President or Vice-President or any other officer of the Council to exercise any of the powers of the Council shall include, the power to give any orders he may deem necessary or advisable to any officer or servant of the Council for carrying out of such powers and anything done by such officer or servant in accordance with such orders shall be deemed to have been done by the President or officer concerned in exercise of the powers conferred on him by these Bye-laws.

4. All officers and servants of the Council shall carry out all orders given them by the Head of the Departments they are in, or by those under whose orders they work.

III.

RULES UNDER SECTION 46 (*i*) AND (*j*) OF THE MYSORE MUNICIPAL REGULATION.

Taxes and Exemptions.

1. The Municipality shall levy the taxes and recognize the exemptions mentioned in the schedule hereto annexed. The taxes shall be payable on the dates indicated against them respectively in column 6 of the schedule.

2. Who may receive sums due to the Municipal Council:—

(*i*) The Vice-President is authorised to receive payments payable to the Municipal Council for licenses and permission at any time and place.

(*ii*) The bill collector is authorised to receive payments of all Municipal dues including octroi except those mentioned in (1) at any time and place.

(*iii*) The clerk, if he is appointed to do executive work, also may be authorised by the President or Vice-President to receive payments of taxes and octroi duties on dutiable goods.

8. Remission :—

Remission may be made to any extent by the Municipality, if the Municipal Council are satisfied that the recovery of the amount proposed for remission would entail undue hardship on a poor man and in cases falling under section 69 (2) of the Regulation.

4. Claims for refunds :—

No claim for refund of any sum paid to the Municipality on account of any tax shall be entertained unless application therefor is made in writing within ninety days after the expiry of the year to which the claim relates.

5. Refund when not admissible :—

No sum shall be refunded unless the person claiming applies for payment within three months of delivery to him of notice of the refund having been duly authorised. In such notice the period within which the refund must be demanded shall always be stated.

6. Refund of amount paid on account of vehicle tax :—

When the tax due in respect of any vehicle has been paid for any half-year, the owner or the person in charge thereof shall be entitled to a refund of the sum paid—

(*a*) if he has owned or been in charge of the vehicle or animal for not more than thirty days in the half-year;

(*b*) if the vehicle has been under repair or standing at a carriage-maker's or cycle-dealer's during the whole of the half-year.

7. Method of calculating liability to tax :—

When a person has owned or had charge of two or more vehicles of the same description each at different periods in one half-year, he shall be deemed to have owned or had charge of one vehicle only, as the case may be for the aggregate number of the days in the said two or more periods.

8. Vehicles changing hands :—

If a half-year tax has been levied in respect of a vehicle, no further tax for the same half-year shall be leviable in respect of the said vehicle, if it changes hands during the currency of the said half-year.

9. Liability of transferer and transferee to rates and cesses until notice is given :—

When any premises shall have changed hands the transferee shall be liable to the Municipality for all arrears of rates and cesses due in respect of the said premises.

10. Obligation of the transferee to give notice of transfer :—

Whenever the title of any person, primarily liable for the payment of tax imposed, on any premises in the form of a tax on any buildings or lands or both, to or over such premises is transferred, the person to whom the same shall be transferred shall give notice of such transfer in writing to the President.

11. Person liable in case of death :—

In the event of the death of any person whose name shall have been entered as owner in the assessment list under section 68 of the Regulation, the person to whom the title of the deceased shall be transferred as heir or otherwise, shall give notice of such transfer to the President, who on being satisfied, shall enter the name of such transferee of title as owner in the assessment list. In case of two or more persons preferring rival claims to the same property, the President may either pass a decision himself or refer the question for the decision of the Municipal Council who may recognize any claimant or refer the claimants to a Civil Court as they think fit. If at any time after a decision by the President or Municipal Council, as the case may be, any person produces a probate, letters of administration, a decree or other order of Court declaring such person as heir of the deceased, the name of such person as owner shall be substituted in the assessment list for any other name that may have been entered.

12. Whenever such transfer comes to the knowledge of the President either through such notice or otherwise and after such enquiry as may be necessary, the name of the transferee shall be substituted in the Municipal Register for that of the person primarily responsible.

13. *Entry in Assessment List of Sub-Division* :—Where any property is sub-divided an application being made to the Municipality intimating such sub-division, the Municipality shall, unless they see any objection to the same, cause such sub-division, to be entered in the assessment list as if it was separate property.

Suspension of process for recovery when notice of vacancy is received :—

When a notice of vacancy has been received under section 69, process for recovery of the dues of the current year or instalment period may be suspended till final orders are passed on the notice.

14. Owner should give notice of re-occupation :—

When an owner has given notice of vacancy, he shall also give notice in writing within fifteen days to the President, of the date of subsequent re-occupation, and failing this, shall not be entitled to any refund, if it be found that his premises have been re-occupied during the year or instalment period.

15. *Notice Fees.*—For every notice of demand issued under sub-section (3) of section 92 of the Regulation, fees shall be leived at the following rates :—

A fee of two annas if the amount due is less than Rs. 5.

A fee of four annas if the amount due is not less than Rs. 5 but is less than Rs. 10.

A fee of eight annas if the amount due is not less than Rs. 10 and above.

16. *Warrant Fees.*—For every distraint made under sub-section (4) of section 83 of the Regulation fees shall be leived at 8 annas.

When peons are kept in charge of property distrained, an additional fee of four annas per peon for each day shall be levied.

17. *Maintenance Rates.*—Rates as per accompanying statement shall be charged for maintaining live-stock distrained under sub-section (4) of the section 83 of the Regulation, namely :—

Grazing charge per animal per day or part of a day.

	Rs. a. p.		Rs. a. p.
1. Buffalo ...	0 4 0	6. Horse ...	0 4 0
2. Buffalo calf ...	0 2 0	7. Foal ...	0 2 0
3. Bullock or cow ...	0 4 0	8. Donkey ...	0 1 0
4. Heifer or calf ...	0 1 0	9. Pig ...	0 1 0
5. Sheep or goat ...	0 1 0		

Provided that no rates shall be charged where the owner of any such live-stock pays the full amount of the Municipal dues and receives back such live-stock within three hours from the time of their seizure.

18. Under section 46 (*f*).

When Municipal dues may be written off :—

Arrears of taxes may be written off as irrecoverable if after they have been outstanding for at least a year in the case of sums less than Rs. 5 and three years in all other cases; if the Municipal Council are satisfied that processes for recovery have been pushed on with due promptness and deligence and that the sum due cannot be recovered within any reasonable time or at any reasonable cost or by any legal process.

19. *Remission of Distress Fees.*—President may remit the whole or any part of any fee chargeable for distress—

(*a*) if the property distrained is found to be devoted to religious or charitable purposes;

(*b*) if the person from whom any such fee is leviable is too poor to pay ;

(*c*) if a warrant has been issued against a wrong person ;

(*d*) if the defaulter satisfies the President or Vice-President that his fault was due to some accident or mistake or for any other reasonable ground.

Schedule of Taxes and Rates levied in the Arsikere Municipality.

Serial No.	Name of tax or rate	Class of property liable	Amount for which or rate at which classes are liable	Exemptions	Time at which taxes payable
1	Taxes on buildings	Building ...	Eight annas for every Rs. 100 or portion of the Rs. 100 of the market value up to Rs. 2,000 with annas 4 for every Rs. 100 or portion of Rs. 100 for the balance of such value in excess of Rs. 2,000.	(a) Building set apart for the occupation of His Highness the Maharaja. (b) Building belonging to Government and used solely for public purposes and not used for purposes of profit unless Government consents to the levy of tax. (c) Buildings which are the property of the Municipality. (d) Buildings, exclusively used as places of public worship or for charitable but not for residential purpose. (e) Buildings of toties who do the collection and other work of the Municipality.	In two equal instalments in advance in July and January of every year.
2	Taxes on vacant lands.	Vacant lands	Eight annas for every 100 square yards.	Same as above	Do
3	Taxes on vehicles.	Vehicles specified in column 4	(a) Four-wheeled vehicles with springs constructed to be drawn by two or more. (b) Do horses, bulls or bullocks or by two or more horses under 13 hands bulls or bullocks Rs. 5. (c) Two wheeled vehicles with springs constructed to be drawn by one or more horses, bull or bullocks Rs. 3. (d) Every other vehicles with springs Rs. 3. (e) Every bicycle Rs. 2. (f) Every cart or other vehicle without spring Rs 2. (g) Every motor car and bus Rs. 10. (h) Every motor bicycle Rs. 5.	(a) Vehicle and animal belonging to His Highness the Maharaja. (b) Vehicle and animal being the property of Government, unless Government consents to the levy of taxes. (c) Vehicles and animals belonging to the Municipality. (d) Juvenile vehicles such as perambulators, etc. (e) Vehicle kept by carriage-builders or dealers and animal kept by dealers therein solely for sale. (f) Conveyances in transit or staying within the Municipal limits not longer than 30 days in any half-year. (g) Vehicles and animals belonging to members of the police and of officers of the Municipality employed on outdoor duties; provided that not more than one vehicle and one animal shall be exempted without the special permission of the Municipal Council.	Do

Dated 20th May 1929.

It is hereby notified for the information of the residents of Arsikere Town, that the owners of dogs are required to muzzle each dog in such a way as to allow the dog freely to breathe and to drink, while effectually preventing it from biting, wherever it is allowed to be found in the streets, not being lead by some person. In addition, a collor with the owner's name and address thereon may also be put around its neck. The Municipal Council will take possession of any dog found wandering unmuzzled in any place and will either detain such dog for three days or cause it to be destroyed at once if it is found to be rabid. The owner, if any, of such dog has to claim its ownership within three days of its detention and pay all the expenses which might have been incurred therefor by the Municipality. In case the dog is found to be wearing a collar with the owner's name and address thereon, a notice will be issued to such owner intimating the fact of detention of his dog. Any unclaimed dog, the owner of which refuses to pay all the expenses of its detension will be sold or destroyed after having been detained for the said period of three days. All expenses incurred by the Municipal Council for this purpose will be recovered from the owner of such dog in the manner provided in Chapter VIII, of the Municipal Regulation.

M. RAMASWAMIAH,
President.

MAYAKONDA MUNICIPALITY.

Notification dated 6th May 1929.

Bye-law framed by the Mayakonda Minor Municipal Council under Rule 24 of the Vaccination Rules under Compulsory Vaccination Regulation of 1906 in lieu of the Vaccination Bye-law sanctioned in G. O. No. R. 6247-8—M. L. 56-20-32, dated 10th December 1920.

Persons who have any objections for the framed Vaccination Bye-laws may, in writing, prefer their objections to the President, Mayakonda Minor Municipal Council, within one month from the date of publication of this notification. Objections coming thereafter shall not receive any attention.

1. The Town of Mayakonda shall for the purpose of Vaccination be treated as one circle.
2. The Municipal Office shall be the Vaccination Depot.
3. The Vice-President shall be the Superintendent of the Vaccination.
4. The Taluk Vaccinator shall visit the Town on to be previously appointed.
5. The Superintendent shall reside within the Municipal limits of the Town.
6. There shall be affixed at the Depot a board showing in English and Kannada, the days and hours at which the vaccination shall be done at the Depot.
7. Vaccination shall be done on appointed days.
8. No fees shall be charged for the vaccination done at the Depot and for the vaccination of women, and children under two years done at any private residence within Municipal limits. In all other cases, a fee of 2 annas a case and not exceeding annas 4 at a time for family may be charged.
9. The Vice-President or the person authorized to do so, shall furnish to the Vaccinator with the following :—

(*a*) A list showing the No. of houses in the Municipal area (the No. of unprotected persons in each house).

(*b*) Within 8 days after the close of each quarter, a list showing the unprotected immigrants into the Town.

(*c*) A monthly statement showing the births and deaths.

10 The Superintendent shall maintain a register showing the No. of houses with the names of the unprotected persons.

11. The Superintendent shall maintain a Vaccination Register in the Town prescribed by the Government.

12. The Superintendent shall submit before the 8th of each month, a monthly report of vaccination done to the Amildar of the Taluk who will varify the figure with that furnished by the Taluk Vaccinator.

13. The Superintendent shall bring to the notice of the President any remissness of duty on the part of the head of the household calculated to impair the efficiency of the vaccination administration.

14. The Superintendent may grant certificate under Rules 6 and 9 of the Vaccination Rules.

15. The Patel and Shanbhog and Municipal Councillors shall render every help to the Superintendent in the discharge of his duty.

K. MADHAVA RAO,
President.